IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE FIFTH DAY OF JULY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE V.V.S.RAO

WRIT PETITION No. 10581 of 2004

Between:

T.Ramanjulu, S/o T.Subbarayulu,
Proprietor, Sri Vijaya Lakshmi Wines, D.No.5-111-7A, Theraveedhi K.Reddivaripalli, Kalikiri Mandal, Chittoor District.

..... PETITIONER

AND

The Prohibition & Excise Superintendent, Chittoor, Chittoor District.

.....RESPONDENT

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue an appropriate Writ order or direction particularly in the nature of Writ of Mandamus directing the respondent not to give effect to the Show cause notice dated 18-6-2004 in
Rc.No.1134/2003 and further direct the respondent to treat the petitioner's IL-24 Licensed premises is situated in K.Reddivaripalli Revenue Village by making necessary corrections in the licence to that effect.

Counsel for the Petitioner : MR.R.RAMACHANDRA REDDY

Counsel for the Respondent : GP FOR PROHIBITION & EXCISE

The Court made the following :

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ORDER :

Learned counsel for the petitioner is absent and there is no representation. By reading the impugned order, it becomes clear that the licence was issued to the petitioner in Form IL-24, which was valid upto 31-7-2004. The show-cause notice, which is impugned in the writ petition, was given claiming differential licence fee together with interest. Having regard to the nature of the relief sought for, the writ petition is being disposed of at the interlocutory stage.

This Court while suspending the impugned order directed the petitioner to deposit a sum of Rs.1,75,000/- within a period of two weeks. In that view of the matter, instead of keeping the writ petition pending, liberty is given to the petitioner to submit explanation to the respondent within a period of two weeks from the date of receipt of a copy of this order. The respondent is directed to consider the representation/explanation of the petitioner and pass appropriate orders.

The writ petition, in the above terms, is disposed of. No costs.

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(V.V.S.RAO, J.)

05-07-2005.

Msr.

To

1. The Prohibition & Excise Superintendent, Chittoor, Chittoor District.

2. 2 CCs to Government Pleader for Prohibition and Excise,

High Court Buildings, Hyderabad.

3 2 CD copies

4 1 CC to MR.Ranga Reddy, Advocate.

HON'BLE SRI JUSTICE V.V.S. RAO

W.P.No.10581 of 2004

05-07-2005

(Msr)